

Revision Checklist 230 Summary

Rule Title: Conditional Exclusion for Carbon Dioxide (CO₂) Streams in Geologic Sequestration Activities

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Reference: 79 FR 350-364
Promulgation Date: January 3, 2014
Effective Date: March 4, 2014
Cluster: RCRA Cluster XXIII
Provision Type: Non-HSWA
Linkage: None
Optional: Yes

Summary: The rule revises the definition of solid waste to conditionally exclude carbon dioxide (CO₂) streams that are hazardous from the definition of hazardous waste, provided these hazardous CO₂ streams are captured from emission sources, are injected into Underground Injection Control (UIC) Class VI wells for purposes of geologic sequestration (GS), and meet certain other conditions.

State Authorization: This rule is placed in RCRA Cluster XXIII. This rule is considered to be less stringent than the existing federal rules. Authorized states whose programs include less stringent requirements than today's final rule are required to modify their programs to maintain consistency with the federal program per the provisions of 40 CFR 271.21(e).

Attorney General (AG) Certification Guidance: None

Program Description (PD) Guidance: A state seeking authorization for this checklist should determine whether the revisions impact the program described in the Program Description.

Incorporation by Reference Guidance: States should follow the Incorporation By Reference Guidance.